

**UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF NEW YORK**

BLACK LOVE RESISTS IN THE RUST, *et al.*,
individually and on behalf of a class of all others
similarly situated,

Plaintiffs,

v.

CITY OF BUFFALO, N.Y., *et al.*,

Defendants.

No. 1:18-cv-00719-CCR

**NOTICE OF MOTION FOR LEAVE TO TAKE THE DEPOSITION OF THE
BUFFALO POLICE BENEVOLENT ASSOCIATION**

PLEASE TAKE NOTICE that Plaintiffs, by and through their undersigned attorneys, will move the Court, at the United States Courthouse for the Western District of New York, 2 Niagara Square, Buffalo, NY 14202, at a date and time to be determined by the Court, for an Order granting leave to take one additional deposition of the Buffalo Police Benevolent Association pursuant to Fed. R. Civ. P. 26(b) and 30(a)(2) and Local Rule 7(d)(3). The reasons for granting the motion are set forth in the accompanying Declaration of Matthew A. Parham dated December 11, 2023, with annexed Exhibits A through D thereto, and in Plaintiffs' Memorandum of Law in Support of Their Motion for Leave to Take Deposition of the Buffalo Police Benevolent Association.

PLEASE TAKE FURTHER NOTICE that, as set forth in the Motion to Expedite filed simultaneously with this motion, and pursuant to Local Rule 7(d)(1), Plaintiffs seek to have answering papers due December 18, 2023, with reply papers due December 21, 2023, and a return date thereafter to be determined by the Court.

Dated: December 11 2023
Buffalo, New York

Respectfully Submitted,

/s/ Matthew A. Parham

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Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on December 11, 2023, I filed the foregoing Notice of Motion for Leave to Take the Deposition of the Buffalo Police Benevolent Association dated December 11, 2023, with the accompanying Declaration of Matthew A. Parham in Support of Motion for Leave to Take the Deposition of the Buffalo Police Benevolent Association dated December 11, 2023, and Exhibits A-D thereto, and the Memorandum of Law in Support of Plaintiffs' Motion for Leave to Take the Deposition of the Buffalo Police Benevolent Association dated December 11, 2023, with the Clerk of the District Court using the CM/ECF system, which would then electronically notify all counsel registered through the CM/ECF system.

Dated: December 11, 2023
Buffalo, New York

/s/ Matthew A. Parham

Matthew A. Parham